

MINUTES

MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: By **CHAIRMAN JESSE LASLOVICH**, on January 8, 2007
at 9:00 A.M., in Room 303 Capitol.

ROLL CALL

Members Present:

Sen. Jesse Laslovich, Chairman (D)
Sen. Aubyn Curtiss (R)
Sen. Larry Jent (D)
Sen. Carol C. Juneau (D)
Sen. Dan McGee (R)
Sen. Lynda Moss (D)
Sen. Jerry O'Neil (R)
Sen. Gerald Pease (D)
Sen. Gary L. Perry (R)
Sen. Jim Shockley (R)
Sen. David E. Wanzonried (D)

Members Excused:

Sen. Carol Williams (D)

Members Absent: None.

Staff Present: Carol Andersen, Committee Secretary
Valencia Lane, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 20, 1/4/2007; SB 39, 1/4/2007;
SB 133, 1/4/2007; SB 109, 1/4/2007;
Executive Action: SB 20, SB 39, SB 50

HEARING ON SB 20

Opening Statement by Sponsor:

00:03:56 SEN. JIM SHOCKLEY (R), SD 45, opened the hearing on SB 20, Clarify authority for temporary conservatorship.

Proponents: None.

Opponents: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

00:06:05 Sen. McGee to Sen. Shockley

00:08:00 Sen. O'Neil to Sen. Shockley

Closing by Sponsor:

00:09:14 Sen. Shockley

HEARING ON SB 39

Opening Statement by Sponsor:

00:09:25 SEN. ROY BROWN (R), SD 25, opened the hearing on SB 39, Code commissioner bill.

Proponents:

00:10:36 Greg Petesch, Code Commissioner

Opponents: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

00:13:05 Sen. Laslovich to Sen. Brown

Closing by Sponsor:

00:14:02 Sen. Brown

HEARING ON SB 133

Opening Statement by Sponsor:

00:14:35 **SEN. JEFF ESSMANN (R), SD 28**, opened the hearing on **SB 133**, Generally revise exemptions from execution of judgment.

EXHIBIT(jus04a01)

Proponents:

00:19:45 Don Allen, Montana Affiliate of Insurance Advisors

00:21:12 Doug Lowney, National Insurance of Montana

00:23:45 Mike Allen, Self

EXHIBIT(jus04a02)

00:27:06 Tony Leenkneht, Billings, Insurance Services

EXHIBIT(jus04a03)

00:33:25 Jacqueline Lenmark, American Council of Life Insurers

00:35:22 Brian Salonen, Insurance & Financial Producer in Missoula

00:36:31 Larry Houser, Financial Producer

00:38:28 Greg Van Horssen, State Farm Insurance

00:38:52 Dan Sullivan, Certified Financial Planner

00:40:24 Peter Sullivan, Certified Financial Planner

00:42:14 Dwight Easton, Farmers Life Insurance

Opponents:

00:42:42 Al Smith, Montana Trial Lawyers

Informational Testimony: None.

Questions from Committee Members and Responses:

00:47:5 Sen. Jent to Sen. Essmann

00:51:42 Sen. McGee to Sen. Essmann
00:54:52 Sen. McGee to Al Smith
00:55:31 Sen. Jent to Al Smith
00:54:44 Sen. Shockley to Sen. Essmann
00:56:36 Sen. Shockley to Doug Lowney
01:01:26 Sen. Moss to Sen. Essmann
01:03:02 Sen. Perry to Sen. Essmann
01:03:56 Sen. Perry to Doug Lowney
01:07:05 Sen. Perry to Sen. Essmann
01:11:03 Sen. Perry to Doug Lowney
01:15:15 Sen. McGee to Sen. Essmann
01:16:26 Sen. Juneau to Sen. Essmann
01:17:17 Sen. Juneau to Doug Lowney
01:19:50 Sen. Juneau to Sen. Essmann
01:20:29 Sen. O'Neil to Al Smith

Closing by Sponsor:

02:17:54 Sen. Essmann

HEARING ON SB 109

Opening Statement by Sponsor:

01:24:43 **SEN. RICK LAIBLE (R), SD 44**, opened the hearing on **SB 109**, Clarify standing to challenge open meeting law violation.

Proponents:

01:32:24 Harold Blattie, Montana Association of Counties (MACO)
01:34:12 Anne Hedges, Montana Environmental Information Center

Opponents:

01:35:36 Jim Clarke, Bureau Chief, Associated Press of Montana

01:38:44 John Barrows, Executive Director, Montana Newspapers
Association

EXHIBIT(jus04a04)

01:41:06 Candace Payne, Lee Enterprises

01:41:47 J. C. Weingartner, Montana Education Association-
Montana Federation of Teachers (MEA-MFT)

01:43:03 Scott Crichton, American Civil Liberties Union

EXHIBIT(jus04a05)

01:47:25 Keith Allen, International Brotherhood of Electrical
Workers (IBEW)

01:48:06 Debra Silk, Montana School Board Association

Informational Testimony:

01:50:30 Ann Brodsky, Informational Counsel for Governor

Questions from Committee Members and Responses:

01:53:22 Sen. Shockley to Ann Brodsky

01:57:36 Sen. McGee to Debra Silk

01:58:50 Sen. McGee to Sen. Laible

02:06:00 Sen. O'Neil to Debra Silk

02:08:19 Sen. Moss to Sen. Laible

02:13:15 Sen. Laslovich to Debra Silk

Closing by Sponsor:

02:15:50 Sen. Laible

EXECUTIVE ACTION ON SB 20

02:23:35 Motion: SEN. MCGEE moved that SB 20 DO PASS.

Discussion:

02:23:55 Vote: Motion carried unanimously by voice vote.
SEN. SHOCKLEY and SEN. WANZENRIED were excused.

EXECUTIVE ACTION ON SB 39

02:24:10 Motion: SEN. MOSS moved that SB 39 DO PASS.

Discussion:

02:24:42 Vote: Motion carried unanimously by voice vote.
SEN. SHOCKLEY and SEN. WANZENRIED were excused.

EXECUTIVE ACTION ON SB 50

02:24:55 Motion: SEN. LASLOVICH moved that SB 50 DO PASS.

Discussion:

02:25:17 Sen. Laslovich to Valencia Lane, LSD

02:26:45 Sen. Perry

02:26:54 Motion: SEN. PERRY moved SB005001.AVL BE ADOPTED.

Discussion:

02:27:16 Sen. McGee to Sen. Laslovich

02:28:18 Vote: Motion carried unanimously by voice vote.
SEN. SHOCKLEY and SEN. WANZENRIED were excused.

02:28:30 Motion: SEN. PERRY moved that SB 50 DO PASS AS
AMENDED.

Discussion:

02:28:59 Vote: Motion carried unanimously by voice vote.
SEN. SHOCKLEY and SEN. WANZENRIED were excused.

ADJOURNMENT

Adjournment: 11:35 A.M.

SEN. JESSE LASLOVICH, Chairman

CAROL ANDERSEN, Secretary

JL/ca

Additional Exhibits:

EXHIBIT ([jus04aad.pdf](#))